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Letter dated 12 June 2003 from the Chargé d'affaires a.i. of the Permanent Mission of Mexico to the United Nations addressed to the President of the Security Council

I have the honour to attach herewith the statement made by Mexico on the adoption of guidelines for the implementation of paragraphs 19 and 23 of Security Council resolution 1483 (2003) at the 245th meeting of the Security Council Committee established pursuant to resolution 661 (1990) on the situation between Iraq and Kuwait, held on 11 June 2003 (see annex).

I should be grateful if you would have this letter and its annex distributed as a document of the Security Council.

(*Signed*) Carlos **Pujalte**
Ambassador
Chargé d'affaires a.i.
Deputy Permanent Representative
of Mexico to the United Nations

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Annex to the letter dated 12 June 2003 from the Chargé d'affaires a.i. of the Permanent Mission of Mexico to the United Nations addressed to the President of the Security Council

Position of Mexico concerning the guidelines for the implementation of paragraphs 19 and 23 of resolution 1483 (2003)

1. Mexico will not stand in the way of the Committee's adoption of the guidelines for the implementation of paragraphs 19 and 23 of resolution 1483 (2003), on the understanding that they do not entail any obligation to alter Mexico's legal order.

2. Mexico interprets the content and implementation of resolution 1483 (2003) and of the draft guidelines adopted today as being compatible with the implementation of the legal regime safeguarding human rights and the guarantees of due process enshrined in the various international instruments to which Mexico is a party and in the Constitution of the United Mexican States.

3. In implementing the draft guidelines, particularly the provisions of paragraph 1 (b), Mexico will proceed in accordance with its legal framework which, among other things, establishes in article 14 of the Constitution that no one may be deprived of life, liberty or his or her property, possessions or rights, except through legal proceedings before pre-established courts in which essential procedural formalities are observed and in accordance with pre-existing laws, and in article 16 of the Constitution states that no one may be subject to intrusion with respect to his or her person, family, residence, papers or possessions except on the basis of a written warrant from the competent authority indicating and substantiating the legal grounds for the procedure.

4. This statement is consistent with the practice followed by Mexico in complying with the provisions of other Security Council resolutions, especially those implemented by the Committee established pursuant to resolution 1267 (1999).